

U.S. Patent and Trademark Office, Commerce

§ 1.18

§ 1.103(b)—for requesting limited suspension of action, continued prosecution application for a design patent (§ 1.53(d)).

§ 1.103(c)—for requesting limited suspension of action, request for continued examination (§ 1.114).

§ 1.103(d)—for requesting deferred examination of an application.

§ 1.291(c)(5)—for processing a second or subsequent protest by the same real party in interest.

§ 3.81—for a patent to issue to assignee, assignment submitted after payment of the issue fee.

(2) For taking action under one of the following sections which refers to this paragraph \$130.00

§ 1.217—for processing a redacted copy of a paper submitted in the file of an application in which a redacted copy was submitted for the patent application publication.

§ 1.221—for requesting voluntary publication or republication of an application.

(j) [Reserved]

(k) For filing a request for expedited examination under § 1.155(a):

By a micro entity (§ 1.29)	\$225.00
By a small entity (§ 1.27(a)) ..	\$450.00
By other than a small or micro entity.	\$900.00

(l) [Reserved]

(m) For filing a petition for the revival of an abandoned application for a patent, for the delayed payment of the fee for issuing each patent, for the delayed response by the patent owner in any reexamination proceeding, for the delayed payment of the fee for maintaining a patent in force, for the delayed submission of a priority or benefit claim, or for the extension of the twelve-month (six-month for designs) period for filing a subsequent application (§§ 1.55(c), 1.55(e), 1.78(b), 1.78(c), 1.78(e), 1.137, 1.378, and 1.452):

By a small entity (§ 1.27(a)) or micro entity (§ 1.29)	\$850.00
By other than a small or micro entity	\$1,700.00

(n) [Reserved]

(o) For every ten items or fraction thereof in a third-party submission under § 1.290:

By a small entity (§ 1.27(a)) or micro entity (§ 1.29)	\$90.00
By other than a small entity	\$180.00

(p) For an information disclosure statement under § 1.97(c) or (d):

By a micro entity (§ 1.29)	\$45.00
By a small entity (§ 1.27(a)) ..	\$90.00
By other than a small or micro entity	\$180.00

(q) Processing fee for taking action under one of the following sections which refers to this paragraph \$50.00

§ 1.41—to supply the name or names of the inventor or inventors after the filing date without a cover sheet as prescribed by § 1.51(c)(1) in a provisional application.

§ 1.48—for correction of inventorship in a provisional application.

§ 1.53(c)(2)—to convert a nonprovisional application filed under § 1.53(b) to a provisional application under § 1.53(c).

(r) For entry of a submission after final rejection under § 1.129(a):

By a micro entity (§ 1.29)	\$210.00
By a small entity (§ 1.27(a)) ..	\$420.00
By other than a small or micro entity	\$840.00

(s) For each additional invention requested to be examined under § 1.129(b):

By a micro entity (§ 1.29)	\$210.00
By a small entity (§ 1.27(a)) ..	\$420.00
By other than a small or micro entity	\$840.00

(t) [Reserved]

[78 FR 17105, Mar. 20, 2013, as amended at 78 FR 62395, Oct. 21, 2013; 78 FR 75252, Dec. 11, 2013]

§ 1.18 Patent post allowance (including issue) fees.

(a) Issue fee for issuing each original patent, except a design or plant patent, or for issuing each reissue patent:

(1) For an issue fee paid on or after January 1, 2014:

By a micro entity (§ 1.29)	\$240.00
By a small entity (§ 1.27(a)) ..	480.00
By other than a small or micro entity	960.00

(2) For an issue fee paid before January 1, 2014:

By a micro entity (§ 1.29)	\$445.00
----------------------------------	----------

§ 1.19

37 CFR Ch. I (7–1–14 Edition)

By a small entity (§1.27(a)) ..	890.00
By other than a small or micro entity	1,780.00
(b) Issue fee for issuing an original design patent:	
(1) For an issue fee paid on or after January 1, 2014:	
By a micro entity (§1.29)	\$140.00
By a small entity (§1.27(a)) ..	280.00
By other than a small or micro entity	560.00
(2) For an issue fee paid before Janu- ary 1, 2014:	
By a micro entity (§1.29)	\$255.00
By a small entity (§1.27(a)) ..	510.00
By other than a small or micro entity	1,020.00
(c) Issue fee for issuing an original plant patent:	
(1) For an issue fee paid on or after January 1, 2014:	
By a micro entity (§1.29)	\$190.00
By a small entity (§1.27(a)) ..	380.00
By other than a small or micro entity	760.00
(2) For an issue fee paid before Janu- ary 1, 2014:	
By a micro entity (§1.29)	\$350.00
By a small entity (§1.27(a)) ..	700.00
By other than a small or micro entity	1,400.00
(d)	
(1) Publication fee on or after January 1, 2014	\$0.00
(2) Publication fee before January 1, 2014	300.00
(3) Republication fee (§1.221(a))	300.00
(e) For filing an application for patent term adjust- ment under §1.705:	\$200.00.
(f) For filing a request for reinstatement of all or part of the term reduced pursuant to §1.704(b) in an application for patent term adjustment under §1.705:	\$400.00.

[78 FR 4286, Jan. 18, 2013]

§ 1.19 Document supply fees.

The United States Patent and Trade-
mark Office will supply copies of the
following patent-related documents
upon payment of the fees indicated.

Paper copies will be in black and white
unless the original document is in
color, a color copy is requested and the
fee for a color copy is paid.

(a) Uncertified copies of patent appli-
cation publications and patents:

(1) Printed copy of the paper portion
of a patent application publication or
patent including a design patent, stat-
utory invention registration, or defen-
sive publication document. Service in-
cludes preparation of copies by the Of-
fice within two to three business days
and delivery by United States Postal
Service; and preparation of copies by
the Office within one business day of
receipt and delivery to an Office Box or
by electronic means (e.g., facsimile,
electronic mail): \$3.00.

(2) Printed copy of a plant patent in
color: \$15.00.

(3) Color copy of a patent (other than
a plant patent) or statutory invention
registration containing a color draw-
ing: \$25.00.

(b) Copies of Office documents to be
provided in paper, or in electronic
form, as determined by the Director
(for other patent-related materials see
§ 1.21(k)):

(1) Copy of a patent application as
filed, or a patent-related file wrapper
and contents, stored in paper in a paper
file wrapper, in an image format in an
image file wrapper, or if color docu-
ments, stored in paper in an Artifact
Folder:

(i) If provided on paper:

(A) Application as filed: \$20.00.

(B) File wrapper and contents of 400
or fewer pages: \$200.00.

(C) Additional fee for each additional
100 pages or portion thereof of file
wrapper and contents: \$40.00.

(D) Individual application docu-
ments, other than application as filed,
per document: \$25.00.

(ii) If provided on compact disc or
other physical electronic medium in
single order:

(A) Application as filed: \$20.00.

(B) File wrapper and contents, first
physical electronic medium: \$55.00.

(C) Additional fee for each con-
tinuing physical electronic medium in
the single order of paragraph
(b)(1)(ii)(B) of this section: \$15.00.

(iii) If provided electronically (e.g.,
by electronic transmission) other than